

## M'NAMARAS' SQUABBLE AIRED BY COMPANION

Mrs. Perkins Says Her Friend  
Spent Own Money on  
the Trip.

HUSBAND SAW THEM OFF

Woman, Chauffeur and Valet  
Held to Await Papers  
From California.

Mrs. Nora T. Perkins, traveling companion of Mrs. Margaret J. McNamara, an invalid of San Mateo, Cal., who was arrested at the Knickerbocker on Friday afternoon with Mrs. McNamara's chauffeur, Fred H. Patterson and Patrick Walsh, the sixty-year-old valet, charged by Mr. McNamara with the larceny of his \$1000 automobile, assured The Sun reporter yesterday that McNamara had not the slightest legal or moral right to interfere with the trip which his wife had planned to make to Carlsbad, Germany, and Lourdes, France, for the benefit of her health.

The three had been held yesterday without bail by Magistrate Butts until the arrival of the necessary legal papers from San Francisco.

"I am puzzled to know," said Mrs. Perkins, "why he should accuse me of stealing something that his wife bought with her own money and which she shipped to New York in her own name, as she had a perfect right to do."

Mrs. McNamara has been cruelly dealt with all through by her husband," continued Mrs. Perkins, "and I am convinced that he has taken this course just to embarrass her. Mrs. McNamara and I have been friends for twenty-five years and I come East with her, intending to accompany her to Europe, because she believes she needs me. No, I am not a nurse, or a paid companion. I am her friend."

Mrs. Perkins is being detained in the West Side court prison, pending a determination of the complaint against her. She did not see Mrs. McNamara yesterday, but she received several messages of sympathy from her. These messages were delivered by Mrs. McNamara's nurse.

Mrs. Perkins said she had been led to believe that Mrs. McNamara and her two sons, Algernon and Justin, were still sitting at the Knickerbocker, but it was declared at the hotel last night that the Californian woman and her children had not been there since the three fellow travelers of her party were taken into custody.

Mrs. McNamara is the daughter of Timothy Briscoll, a wealthy mining man, who formerly lived in California, and her mother, Mrs. Perkins said, "who is also coming into an estate left her by her sister, Mrs. Mary Holland, who died as a child."

Mrs. McNamara married her husband seventeen years ago. She had all the money. She set him up in the drug business several times. They had trouble over money matters, however, and a year ago there was a divorce. An intermediary decree was signed, but before the time arrived for the court to make final order, there was a reconciliation as the result of the pleadings of their daughter Gladys, then a girl of 10.

The child brought the mother and father together, and the proceedings were abandoned. Mr. and Mrs. McNamara went to live together again for the sake of their little one, but trouble again occurred over money matters and Mrs. McNamara finally left her husband. She asked me in her dilemma to come to her and I used to go from my house in San Francisco to her home every morning. I would say all day and go home at night.

Mrs. McNamara found fault with our friendship, but Mrs. McNamara needed me and I stood by her. When her sister, Mrs. Holland, died eleven months ago she made a dying request that I look after her sister, and I promised her that I would. I have kept my word.

In June Mrs. McNamara decided that she would take an automobile trip to the State of Washington and asked me to go with her. We left San Francisco, where she got certain powers of attorney that she needed to get money. There was no running away and everything was open and aboveboard.

Mrs. McNamara used her own money. She inherited it all. None of it was her husband's. She is an invalid and believed that a trip abroad would do her good. Why her husband should try to make further trouble for her, under the circumstances is beyond my comprehension.

The three members of Mrs. Margaret J. McNamara's traveling party were held yesterday by Magistrate Butts in the Yorkville court pending the arrival of formal papers. Mrs. Perkins was sent to the West Side court jail in West Fifty-third street, and Patterson and Walsh were detained in the Yorkville court jail.

Mr. Henry Rosenberg, a lawyer of 81 Park row, whom Mrs. McNamara has engaged to look out for her interests, contended that the police had no authority to make the arrests on a mere telegraphic request and demanded an immediate stampede.

Magistrate Butts said it was only an examination and decision it was only to allow a reasonable time for the charges to be prosecuted. He did not think it would be brought, he said, to flout the State of California by dismissing the case on account of being fugitives. Assurances having been given that indictments were on the way from San Francisco, the Magistrate remanded the defendants without bail.

Justice Rosenberg later went before Justice Granger in the Supreme Court and applied for writs of habeas corpus, which were made returnable before Justice Bischoff to-morrow.

**M'NAMARA COMING EAST.**  
Mrs. Perkins Dominated Wife and Will Prosecute.

SAN FRANCISCO, July 27.—Nicholas J. McNamara, the San Mateo banker, and his eighty-year-old daughter Gladys, will start Monday for New York to bring Mrs. Margaret McNamara, the wife and mother back to her home. They also will bring back the two McNamara boys.

McNamara will take extradition papers and a special officer with him. He promises to prosecute the charges of grand larceny against the members of the party and further to take other criminal proceedings against Mrs. Perkins, contending to Mrs. McNamara.

Mrs. McNamara is an invalid, said the banker. "She has been for a long time, and I believe she has acted under the influence of Mrs. Perkins. When my wife was home on June 24 in the automobile, taking the two boys and accompanied by three servants they went to Port-

land, and on the way back stopped at Klamath Falls and Shasta.

"Throughout the trip Mrs. McNamara was so helpless the two men had to carry her to and from her room, and at all times Mrs. Perkins attended to her affairs, even to making out checks, which Mrs. McNamara signed, while so weak her signature was hardly legible."

"There is sufficient evidence to show that Mrs. Perkins completely dominated Mrs. McNamara. As a side trip, when they left San Mateo, they motored to San Jose, where they had dinner. The bill was \$65. The bill of the hotel in Portland for four days was \$470. Since the departure of Mrs. McNamara numerous heavy drags have been to the bank all made out by Mrs. Perkins."

Gladys McNamara says she received a letter from her mother while at school in Brussels in which her mother threatened to disinherit her if she should return to California this summer. Gladys thought it a joke and wrote two letters to her mother, registering both and asking for the return cards. The return cards were signed with the name of her mother, but not in her mother's hand writing.

## MARTIAL LAW DECLARED AS TROOPS REACH MINE

West Virginia Guardsmen Arrive  
at Mucklow and Quickly  
Restore Order.

CHARLESTON, W. Va., July 27.—Gov. William E. Glasscock issued a proclamation to-night declaring martial law in the Plain Creek district.

CHARLESTON, W. Va., July 27.—Whole-sale arrests of striking and rioting miners took place at Mucklow to-day immediately after the arrival of a battalion of State guardsmen summoned from the military camp at Mount Gretna, Pa. Squads of troops scattered through the town and the neighboring country and gathered in twenty-two of the men who are said to have taken part in the battle between the miners and Baldwin detectives. The men arrested made no resistance. They were placed in a railroad car that has been guarded by a strong force of troops.

When the troops arrived on a special train over the Chesapeake and Ohio road there was no hostile demonstration on the part of the miners or their friends. Instead the guardsmen were given a royal welcome, the crowd clapping its hands and giving other manifestations of pleasure.

"There never would have been any trouble at all," said one blue-shirted giant of a miner, "if it had not been for them sneaky of mine guards. They have been looking for trouble and they got it." The miners stated that they had no fight with the soldiers and would give them no trouble.

The battalion of guardsmen numbered 135 men and fifteen officers, with Major James I. Pratt commanding. The guardsmen are from the mountains in mining towns of the State and if there is any fighting will give a good account of themselves. There are fifteen officers with the troops and a hospital detachment on the arrival of the troops at Plain Creek Junction this morning, a squad was left in charge of the station and the remainder were taken to Mucklow.

Miners from the north side of the Kanawha river passed through Handy, this morning, but as yet the officers of the troops do not know where they were heading. There were several hundred in the party and they are armed with rifles. The rendezvous of the miners has been at Holly Gorge, two miles from Mucklow, where the troops are camped.

It is believed the same party made the attack on Mucklow yesterday.

Telephone and telegraph communications have been reopened with Mucklow, the lines having been repaired by line-men under guard of troops.



"That's good, Smith; I won't come in today—I'll call you tomorrow."

## "Commuting By Telephone"

THAT is the way a friend characterizes a plan followed last year by a number of New York business men and which is being followed by more business men this year.

Formerly, during the summer season, the business man commuted by train from his country home to his office at least five times a week. It was thought necessary to do so in order to be sure everything was well at the office. Today, however, a business that is properly systemized can be supervised by telephone almost as efficiently as in person; and the busy man can enjoy his summer vacation, can get the best out of country life, and yet not neglect his affairs in town. He "commutes by telephone" several days each week.

"Commuting by telephone" means that in less than half an hour you can reach the office, hear the reports of yesterday's business, read the mail and lay out the work for the day. The rest of the day can be devoted to recreation and pleasure.

All parts of vacation land, the mountains, and the seashore, are within easy "commuting distance" by Bell Telephone.



**NEW YORK TELEPHONE COMPANY**

## SUES HOSPITAL INMATE FOR LOSS OF HIS WIFE

Providence Man Accuses Amos  
D. Palmer, Who Has Been  
Adjudged Insane.

ASKS \$25,000 DAMAGES

Defendant, Who Shot Spouse in  
1899, Is Under Restraint  
—Novel Legal Points.

PROVIDENCE, R. I., July 27.—Amos D. Palmer, who is nominally confined at Butler Hospital, is defendant in a suit for \$25,000 brought by Daniel J. Mahler of East Providence for alienation of the affections of Mrs. Nora T. Mahler, wife of the plaintiff.

The circumstances surrounding the suit are of such a peculiar character that not only unique questions of fact but also intricate questions of law are likely to arise during the preliminary proceedings and the trial.

Daniel J. Mahler is a manufacturer of massage cream and cosmetics on Pawtucket avenue in East Providence.

Amos D. Palmer shot his wife, Addie M. Palmer, at their home in Edgewood on the night of February 12, 1899, and after a sensational trial a jury in the Common Pleas Division of the Supreme Court returned a verdict on June 10, 1899, of "Not guilty by reason of insanity of him, the said Amos D. Palmer."

The Justice certified to the Governor that it was the opinion of the court that it would be dangerous to the public safety to allow Palmer to go at large, whereupon he was remanded to Butler Hospital upon the Governor's order, as provided by statute.

Mrs. Nora T. Mahler, wife of the plaintiff in the alienation suit, is about 29. Her name before marriage was Nora T. Murphy. She is a niece of the chief of police of Norwich, Conn. Mrs. Mahler's father is dead, but her mother lives at Riverside.

Mr. and Mrs. Mahler were married June 23, 1907. For some years previous to the marriage Mr. Mahler was employed as a barber at one of the hotels in this city.

He became acquainted with Amos D. Palmer and the two were on terms of intimate acquaintance.

After his marriage Mr. Mahler frequently met his friend Palmer, who is allowed by the Butler Hospital authorities practically unrestrained freedom during the day, and invited him to his home in East Providence. Palmer thus met Mrs. Mahler and the two became very friendly. She was accustomed to attend entertainments in company with her husband and Mr. Palmer, and their acquaintances frequently saw the three together at the theatre.

Palmer had considerable property at the time of his commitment to Butler Hospital, his estate being estimated at value from \$250,000 to \$500,000. The Industrial Trust Company was made trustee of this estate and out of the income Palmer's expenses were paid and a generous allowance came into his possession, which he was at liberty to use as he saw fit.

It will be alleged in the declaration to be filed in the alienation suit in the Superior Court that Palmer won Mrs. Mahler's affections away from her husband by the lavish use of money in her behalf.

That he purchased expensive hats and

clothing for her and that he expended money upon her in other ways will be set forth when the papers in the case are filed.

The writ was served upon Palmer by a deputy sheriff at Butler Hospital in the presence of one of the officials of the institution. The Industrial Trust Company also was made a party to the suit.

In suits for alienation of affection writs of arrest are frequently served upon the defendants. In this case, however, the writ is a writ of summons. The question arose in the mind of Mr. Mahler's attorney whether the Sheriff could arrest a man already in the custody of the State and so a writ of summons was issued instead of a writ of arrest.

Mrs. Mahler left her home and husband, it is claimed, on February 6 of this year and has not returned. Mr. Mahler endeavored to get her back, but she refused to do so, it is claimed. He will allege in the suit that she went away from his home through the suggestion and advice of Palmer.

Among the legal questions involved in the alienation suit against Palmer is the right to sue a man adjudged legally insane. Gen. Charles A. Edison was counsel for Palmer throughout his trial on the charge of murder, and during his subsequent attempts to obtain his release from Butler Hospital. It is understood a defense will be set up from the outset that a person adjudged legally insane cannot be sued and is not liable for damages as an action of this kind. On the other hand, counsel for Mr. Mahler will contend that the courts of other States have held that minors or insane persons are liable in tort actions.

Two attempts have been made to secure Palmer's release since he was committed to Butler Hospital by order of the Governor of the State. The more recent of these efforts was denied by a decision of the Supreme Court rendered December 3, 1901.

## ONE KILLED, ONE MAY DIE.

Car Tears Rail From Bridge and  
Falls Into Stream.

HOOSICK FALLS, N. Y., July 27.—An automobile party consisting of Brownell Bates and his wife of North Adams and Andrew H. Whipple of Boston, returning from Albany after a day's trip, met with a tragic accident early to-day.

Bates mistook the guard rail on the left side of Mammy Shaw's bridge near Hoosick Falls for the rail on the right side and the machine tore off the rail and fell into the bed of Shingle Hollow stream. Whipple was thrown twenty feet from the tonneau and landed on his head, breaking his neck.

Bates was caught under the upturned machine. His injuries are gashes on the head and body. Mrs. Bates was asleep at the time and was so seriously injured that she did not regain consciousness until daylight, when she pulled her husband from the wreckage and after dragging him to the bank of the stream again lost consciousness.

The accident was not discovered until six hours afterward, when Robert Stevens, a farmer from Potter Hill, driving to work heard groans from the ravine.

The express train from North Adams was flagged at Hoosick and Mr. and Mrs. Bates were taken to North Adams Hospital, where it is said Bates cannot recover.

## AUTO KILLS CHICAGO CHILD.

Motor Car Driven by Secretary of  
Academy of Sciences.

CHICAGO, July 27.—Samuel Soll, 5 years old, of 2063 North Robey street, was killed by an automobile near his home to-night.

The machine was owned and driven by Prof. W. Atwood, secretary of the Chicago Academy of Sciences, in Lincoln Park. He told the police he was going at moderate speed. He said he saw the child crossing the street and threw on the brakes, at the same time turning the car into the curb.

Atwood was taken into custody pending action by the coroner's jury.

DINE IN OUR COOL AND POPULAR PRICE RESTAURANT, EIGHTH FLOOR.  
**Simpson Crawford Co.**  
33 Years Leaders of Fashion  
516TH AVE. 19TH TO 20TH STREET.  
In New York's Shopping Center

## Greatest August Furniture Sale Opens

At 8:30 To-Morrow Morning, with  
the Best and Largest Stocks We  
Have Ever Assembled!

Prices Below Those of Any Competitor, as We Have Proven Through Our Preliminary Week. \$50,000 Worth of Furniture at Half Price. \$50,000 Worth at a Third Less. Other Great Specials.

SIMPSON CRAWFORD'S August Furniture Sale opens at 8:30 to-morrow morning. During the last week we have been showing sample values, so you might compare them with every store in New York. Six months' work and careful planning are behind this event.

To-morrow the great Sale will be ready in its entirety. The whole furniture floor is crowded with every kind of furniture at special prices. Every piece of it is furniture that we can back up with our guarantee. Every comparison of price is made with our regular day in and day out prices. This is a store with a reputation.

The reductions are bona fide. The savings are only possible because we are able to buy furniture a train-load at a time, and secure the co-operation of manufacturers all over the country for this once-in-six-months event.

**Regarding Furniture Deliveries**  
The main object of this enormous sale is to dispose of and deliver these goods as fast as possible. For those who are building or who in the near future will require a large amount of furniture we are prepared to hold same until Sept. 20th, but cannot exceed that date. Single pieces and small articles we wish to deliver at once.

**Notice to Charge Customers—Purchases made to-morrow or on the next two days will be charged on bills rendered Sept. 3.**

**\$56.00 Complete Bed Outfit \$25**  
Consisting of a  
\$20.00 All Brass Bed  
\$12.00 Cotton Mattress  
\$20.00 Box Spring  
\$4.00 Pr. Feather Pillows  
Complete for \$25

You will say to yourself that this cannot be done, and it would be true if we had considered profit. But we are selling this outfit at this ridiculous price to the first 50 customers—and there are only 50—so come early.

**Porch Rockers**  
Worth \$2.25—1,000 of Them  
\$1.00

This rocker should bring 1,000 early customers to our store Monday morning; they are made of 7-inch selected maple stock in either light or green finish. 50 extra salespeople will be ready to serve you.

**A Beautiful Circassian Walnut Dresser or Chiffonier. Special \$25.00 at Has Never Been Equaled Also Bird's-eye Maple, Mahogany and Quartered Oak.**

The lovers of Colonial architecture will not be disappointed. We are pleased that we have been able to bring this handsome dresser and chiffonier in the reach of everybody. It is only one most remarkable value that you have seen in many a day. You will have cause for regret if you do not buy now.

**\$20.00 Sea Island Felt Mattress, \$10**  
One-third of you life is spent in bed, so why not look to solid comfort? These mattresses are absolutely guaranteed not to lump or flatten, made of layers of pure Sea Island felt in the very best fancy hair ticking. French Imperial edge that will not break down.

**\$40.00 Brass Bed, A Wonder \$17.50 for**  
It has 2-inch posts with the new flat vases, three brass rods, ten 14-inch slats with the new rod ends. All finishes.

**ONE DAY SPECIAL! \$3 Folding Table, \$1.00**  
1,000 of Them and No More  
We guarantee them to be strong enough to hold four men. Can be easily folded and placed out of the way. Can be used for a bridge table, serving table, or handy for your office. Remember this price is for one day, and only \$1.00.

**This Eight-Piece Dining Room Outfit \$75 Regular Value \$125**  
Six Chairs  
There are many young couples who ask us to show them what sort of a suit they can buy for \$100.00. With this in view we have a very pleasant surprise for you. This suit consists of one Buffet that usually sells for \$50, with handsome carved standards; a solid quartered oak table, worth \$35; five quartered oak side chairs, with genuine leather slip seats, and one Arm Chair. Complete for \$75.

**Dining Chairs at \$1.45**  
Genuine Leather Slip Seat; like cut  
We positively undersell our competitors when you buy this large full size all quartered oak genuine leather slip seat dining chair for \$1.45, don't hesitate, but come and see it for yourself.

**\$25.00 Birdseye Maple Dresser, \$10**  
Also in Dark or Tuna Mahogany and Quartered Oak. Chiffonier to match.

**\$35.00 Buffet, \$19.95**  
All Quartered Oak  
Our Leader  
48 inch wide; glass doors; lattice; 2 cabinets, 4 drawer

**This \$55.00 Handsome 3-Piece Parlor Suit \$33.50**  
Is it any wonder that we are considered the leaders in parlor furniture when we sell this handsome 3-piece suit upholstered with loose paneled cushions, for \$33.50? Less than anywhere else in New York City.

**Leather Turkish Rocker \$12.50**  
Monday Only  
Genuine Leather Upholstered with choice of two patterns, made of a rich leather, deep rounded seats, very high back upholstered with genuine leather.

**SIMPSON CRAWFORD CO., IN NEW YORK'S SHOPPING CENTER**